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NAME OF COMMITTEE (In Full)
TAKE BACK 2020FEC IDENTIFICATION NUMBER
C00754051

Mailing Address 275 7th Avenue 16th Floor

City	State	ZIP Code
New York	NY	10001

June 3, 2021

Ms. Jamie Timmie
Sr. Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
1050 First St. NE
Washington, DC 20463

Re:TAKE BACK 2020 (FEC ID C00754051)

Dear Ms. Timmie,

This letter is being submitted to respond to the Request for Additional Information (RAI) letters received by our committee for the Pre-Runoff, Post-Runoff and 2020 Year End reports. The responses are dated April 29, 2021 and May 3, 2021 are due on June 3rd and June 7th respectively.

The Independent Expenditure (IE) campaigns undertaken by Take Back 2020 involved staff canvassing efforts from multiple local affiliates in multiple locations. Our best efforts reported the estimated expenses via 24 and 48 hour reports, with the actual amounts paid at the time of filing corrected on the regularly scheduled reports. After both the General election and then the Runoff elections concluded, additional invoices for canvassing expenses were received from local affiliates and were subsequently paid by Take Back 2020. As such, we have recently found that additional amendments must be filed to disclose all related IE activity for both of these campaigns. Six amended reports are being compiled, covering the period from July 1, 2020 through January 25, 2021, and will be filed as soon as they are audited for accuracy and legal compliance.

However, we do want to address the following point from your letter regarding the Post-Runoff Report.

"2. Schedule B of your report discloses disbursements to "Local 23 UNITE HERE," "Local 24 UNITE HERE," "Local 2850 UNITE HERE," "New York Hotel & Motel Trade Council," "UNITE HERE," "UNITE HERE Local 17," "UNITE HERE Local 634" for "Staff Salary & Benefits for Non-IE Work". Please be advised that when itemizing disbursements to companies for payroll services, if the payment to the salary recipient aggregates in excess of \$200 in a calendar year, a memo entry including the name and address of the individual receiving the salary, as well as the date, amount, and purpose of the original disbursement must be provided. Please amend your report to include the missing information or provide clarifying information if memo items are not required. (11 CFR § 104.9)"

The cited regulation cites the basic over-\$200 itemization requirement for a "recipient" of a PAC's disbursements, but here the Local Unions were the recipients. We refer back to the rule called "Reporting Ultimate Payees of Political Committee Disbursements," which applies to reimbursing PAC employees for their expenses paid on behalf of the PAC, payments to credit card companies, and candidates' own spending. The payments in question do not fall under any of these categories. In addition, the Local Affiliates are not payroll service companies, and therefore, lump sum payments to them without further itemization are proper reporting of these disbursements.

Sincerely,
Timothy Barnes
Treasurer

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